

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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KEVIN THURMOND,

Plaintiff,

v.

ORDER

AVION THOMAS-WALSH and FREDERICK  
BERNSTEIN,

18-cv-00409 (PMH)

Defendants.

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PHILIP M. HALPERN, United States District Judge:

On April 6, 2020, Defendants filed a motion for judgment on the pleadings pursuant to Federal Rule of Civil Procedure 12(c). (Doc. 43). The memorandum of law in support of Defendants' motion refers to the "declaration of Senior Mail Clerk Brenda Clark" dated April 3, 2020, which is purportedly attached as Exhibit A to Defendants' motion. (*See* Doc. 44 at 1). However, no such Declaration is attached to Defendants' motion. (*See* Doc. 43-1).

Accordingly, by January 8, 2021, Defendants are directed to file the referenced Declaration of Brenda Clark or to notify the Court that no such Declaration exists. Counsel for Defendants is directed to mail a copy of this Order to Plaintiff at the address provided on the docket and provide proof of service on the docket.

**SO ORDERED:**

Dated: New York, New York  
January 5, 2021

  
Philip M. Halpern  
United States District Judge